

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

JAMES E. HANCOCK,

Petitioner,

-vs-

TIMOTHY BRUNSMAN, Warden,

Respondent.

:

Case No. 3:05-cv-310

:

District Judge Thomas M. Rose  
Chief Magistrate Judge Michael R. Merz

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**ORDER ADOPTING REPORT AND RECOMMENDATIONS  
ON MOTION FOR RECONSIDERATION**

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The Court has reviewed the Report and Recommendations of United States Magistrate Judge Michael R. Merz (Doc. #25), to whom this case was referred pursuant to 28 U.S.C. §636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) expired on May 3, 2007, hereby ADOPTS said Report and Recommendations.

It is therefore ORDERED that Petitioner's motion to alter judgment (Doc. No. 24) be, and it hereby is, DENIED.

May 17, 2007.

**s/ Thomas M. Rose**

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Thomas M. Rose  
United States District Judge